

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

PERRY S. HARDESTY,

Civil File No. 07-511 (PAM/JJG)

Plaintiff,

v.

ORDER

KEVIN J. GOLDEN,
Assistant Dakota Attorney,

Defendant.

The above-entitled matter came before the Court upon the Report and Recommendation of the United States Magistrate Judge. No objections have been filed to that Report and Recommendation in the time period permitted.

Based upon the Report and Recommendation of the Magistrate Judge, and all the files, records and proceedings herein,

IT IS HEREBY ORDERED that:

1. Plaintiff's Application to Proceed Without Prepayment of Fees, (Docket No. 2), is **DENIED**; and
2. This action is **DISMISSED WITHOUT PREJUDICE**.

Dated: April 18, 2007

s/ Paul A. Magnuson
PAUL A. MAGNUSON
Judge, U.S. District Court